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OFFICIAL**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 10/022,871 Confirmation No.: 6302
Applicant : Stephen L. LIPSCOMB, Ph.D.
Filed : December 20, 2001
Title : A WEB STRUCTURE AND METHOD FOR MAKING THE
SAME
Group Art Unit : 1772
Examiner : THOMAS, Alexander S. Via Facsimile
703.872.9306
Atty. Docket No. : US 1297/01
Date : April 28, 2004

RESPONSE TO THE RESTRICTION/ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action of March 29, 2004, Applicant elects herewith, with traverse, the invention of Group I, directed to Claims 1-30. Further, Applicant elects herewith, with traverse, the species of Group A, directed to Claims 1-25 and 29-30.

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It is noted herewith that the foregoing restriction and election are made without prejudice to the Applicant's right to file divisional applications for the inventions set forth in Group II, directed to Claim 31, and species Groups B and C, directed to Claims 26, and Claims 27-28, respectively.

With respect to the restriction requirement between Groups I (Claims 1-30) and II (Claim 31), it is respectfully submitted that while the Examiner asserts that these inventions are distinct for having acquired a separate status in the art as shown by their different classification, the classification for Claim 31 is stated to be "unknown."

Further, the Examiner asserts that the process as claimed can be used to make a different product such as a drawing on a piece of paper wherein the drawing shows the instantly claimed frame structure of the web. It is respectfully submitted that a drawing would merely represent a product, and would not be the product itself.

In view of the above, it is respectfully submitted that the restriction requirement is not proper under MPEP § 806.05(f), and should therefore be withdrawn.

INFORMATION DISCLOSURE STATEMENT

The Office Action acknowledged receipt of the Information Disclosure Statement filed on February 21, 2002, but stated that either it did not include copies of the foreign patent documents and non-patent literature documents, or the Patent Office has lost

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the foreign patent documents and non-patent literature documents that were filed.

It is respectfully submitted that copies of all of the references cited in the Information Disclosure Statement were filed on February 21, 2002. In this regard, attached hereto is a copy of the PTO-stamped receipt indicating acknowledgement thereof by the U.S. Patent Trademark Office on February 21, 2002. Nonetheless, attached hereto is a replacement set of the foreign patent documents and non-patent literature documents with Form 1449B/PTO, which has been updated to cite a published copy of the article by J. Perry and S. Lipscomb, The generalization of Sierpinski's Triangle that lives in 4-space, Houston Journal of Mathematics, Volume 29, No. 3, 2003, pp. 691-710. (To ensure receipt, the replacement set is being hand-carried directly to Examiner Thomas at the Remsen Building in Alexandria, Virginia). A copy of this article is also enclosed.

CONCLUSION

In view of the above, examination of the application on merits is respectfully requested.

It is believed that no fee is due for this submission. Should that determination be incorrect, however, the Commissioner is hereby authorized to charge any deficiencies,

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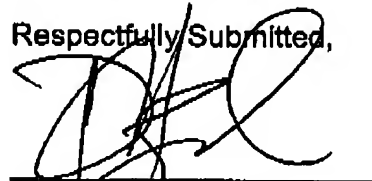
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or credit any overpayment, to our Deposit Account No. 01-0433, and notify the undersigned in due course.

Should the Examiner have any questions or wish to discuss further this matter, please contact the undersigned at the telephone number provided below.

Respectfully Submitted,



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